

rise in support of H.R. 2964, the Captive Primate Safety Act, which prohibits the sale of nonhuman primates such as chimpanzees, monkeys, and lemurs.

I am concerned about both the public health and animal welfare implications of nonhuman primate ownership, which this legislation addresses. For example, nonhuman primates can spread disease and inflict serious injury on their owners. They require a special diet and large habitats, two things most pet owners are unable to provide, particularly as these animals grow in size and strength.

Federal health regulations currently prohibit importing primates into the U.S. as pets, and many States prohibit pet ownership of primates as well. In spite of this, an estimated 15,000 primates are owned by private individuals, and are available for purchase around the country.

The bottom line is, the average pet owner does not have the ability to properly care for these animals and, because of this, both they and their pets are at risk.

It is appropriate we protect nonhuman primates, man's closest animal relative, by prohibiting pet ownership of this kind. I strongly support adoption of H.R. 2964.

Ms. BORDALLO. I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from Guam (Ms. BORDALLO) that the House suspend the rules and pass the bill, H.R. 2964, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. WESTMORELAND. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

MONTANA CEMETERY ACT OF 2008

Ms. BORDALLO. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 3702) to direct the Secretary of Agriculture to convey certain land in the Beaverhead-Deerlodge National Forest, Montana, to Jefferson County, Montana, for use as a cemetery, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 3702

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Montana Cemetery Act of 2008".

SEC. 2. DEFINITIONS.

In this Act:

(1) COUNTY.—The term "County" means Jefferson County, Montana.

(2) MAP.—The term "map" means the map that is—

(A) entitled "Elkhorn Cemetery";

(B) dated May 9, 2005; and

(C) on file in the office of the Beaverhead-Deerlodge National Forest Supervisor.

(3) SECRETARY.—The term "Secretary" means the Secretary of Agriculture.

SEC. 3. CONVEYANCE TO JEFFERSON COUNTY, MONTANA.

(a) CONVEYANCE.—Not later than 180 days after the date of enactment of this Act and subject to valid existing rights, the Secretary (acting through the Regional Forester, Northern Region, Missoula, Montana) shall convey by quitclaim deed to the County for no consideration, all right, title, and interest of the United States, except as provided in subsection (e), in and to the parcel of land described in subsection (b).

(b) DESCRIPTION OF LAND.—The parcel of land referred to in subsection (a) is the parcel of approximately 9.67 acres of National Forest System land (including any improvements to the land) in the County that is known as the "Elkhorn Cemetery", as generally depicted on the map.

(c) USE OF LAND.—As a condition of the conveyance under subsection (a), the County shall—

(1) use the land described in subsection (b) as a County cemetery; and

(2) agree to manage the cemetery with due consideration and protection for the historic and cultural values of the cemetery, under such terms and conditions as are agreed to by the Secretary and the County.

(d) EASEMENT.—In conveying the land to the County under subsection (a), the Secretary, in accordance with applicable law, shall grant to the County an easement across certain National Forest System land, as generally depicted on the map, to provide access to the land conveyed under that subsection.

(e) REVERSION.—In the quitclaim deed to the County, the Secretary shall provide that the land conveyed to the County under subsection (a) shall revert to the Secretary, at the election of the Secretary, if the land is—

(1) used for a purpose other than the purposes described in subsection (c)(1); or

(2) managed by the County in a manner that is inconsistent with subsection (c)(2).

The SPEAKER pro tempore. Pursuant to the rule, the gentlewoman from Guam (Ms. BORDALLO) and the gentleman from Utah (Mr. BISHOP) each will control 20 minutes.

The Chair recognizes the gentlewoman from Guam.

GENERAL LEAVE

Ms. BORDALLO. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and include extraneous material on the bill under consideration.

The SPEAKER pro tempore. Is there objection to the request of the gentlewoman from Guam?

There was no objection.

Ms. BORDALLO. Mr. Speaker, I yield myself such time as I may consume.

H.R. 3702 requires the Secretary of Agriculture to convey approximately 9.67 acres of land in the Beaverhead-Deerlodge National Forest, Montana, to Jefferson County, MT for use as a cemetery. The parcel to be conveyed to Jefferson County is currently being used for these same purposes, and is known as "Elkhorn Cemetery." The conveyance will provide land to accommodate all known grave sites and any additional sites that may be outside of the concentration of known graves.

The bill also provides for the continued protection of the historic and cultural values associated with the property.

Mr. Speaker, we have no objections, and it is time to put this bill to rest.

I reserve the balance of my time.

Mr. BISHOP of Utah. Mr. Speaker, I yield myself such time as I may consume.

The gentlelady from Guam has adequately explained this bill. I'd like to commend congressman DENNY REHBERG and his staff for their diligence in this particular bill; grateful for all for allowing the conveyance of this 10 acres of excess Forest Service land to the community of Jefferson County, MT to be used as their cemetery.

I join the gentlelady from Guam in saying that I am glad that we can finally put this issue to rest in peace.

I yield back the balance of my time.

Ms. BORDALLO. Mr. Speaker, I again urge Members to support the bill, and I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from Guam (Ms. BORDALLO) that the House suspend the rules and pass the bill, H.R. 3702, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Ms. BORDALLO. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

PARLIAMENTARY INQUIRY

Mr. WESTMORELAND. Parliamentary inquiry, Mr. Speaker.

The SPEAKER pro tempore. The gentleman will state his inquiry.

Mr. WESTMORELAND. How did you count? You said a sufficient number having arisen. I only see four Members in here, and I only saw one rise.

The SPEAKER pro tempore. The Chair's count is not subject to appeal.

Mr. WESTMORELAND. Okay. Well, all right. But further parliamentary inquiry. If there's four of us in here, and one stands up, is that, in the Chair's opinion, enough to call for a vote?

The SPEAKER pro tempore. The Chair stated that a sufficient number had arisen and his count is not subject to appeal.

MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Ms. Wanda Evans, one of his secretaries.

SUPPORTING THE GOALS AND IDEALS OF AMERICAN EAGLE DAY

Ms. BORDALLO. Mr. Speaker, I move to suspend the rules and agree to the